

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
ROBERT DONA,

Plaintiff,

-against-

MIDLAND CREDIT MANAGEMENT, INC.,

Defendant.

-----X
APPEARANCES:

For Plaintiff: Evan J. White, Esq.
1115 Broadway, 12th Floor
New York, NY 10010

Mark H. Rephen, Esq.
M. Harvey Rephen & Associate
708 Third Avenue, 6th Flr.
New York, NY 10017

For Defendants: No appearances.

SEYBERT, District Judge:

Plaintiff Robert Dona ("Plaintiff") sued Defendant Midland Credit Management, Inc. ("Defendant") for alleged violations of the Fair Debt Collection Practices Act. Defendant has not answered or otherwise appeared to defend this litigation, and Plaintiff moved for a default judgment. The Court referred Plaintiff's motion to Magistrate Judge William D. Wall for a Report and Recommendation ("R&R"), and Judge Wall recommended that Plaintiff be awarded a default judgment in the amount of \$2,767.50.

Objections were due within fourteen (14) days of the

MEMORANDUM & ORDER
10-CV-0825(JS)(WDW)

date of the R&R. The time for filing objections has expired, and no party has objected. Accordingly, all objections are hereby deemed to have been waived.

Upon careful review and consideration, the Court finds Judge Wall's R&R to be comprehensive, well-reasoned and free of clear error, and it ADOPTS the R&R in its entirety. The Clerk of the Court is directed to enter judgment for Plaintiff against Defendant in the amount of \$2,767.50 and to mark this case CLOSED.

SO ORDERED.

/s/ JOANNA SEYBERT
Joanna Seybert, U.S.D.J.

Dated: March 15, 2011
Central Islip, New York